

DOCKET NO.: ISIS-5203

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Brenda F. Baker, et al.

Confirmation No.: 7522

Application No.: 10/700,920

Group Art Unit: 1635

Filing Date: November 4, 2003

Examiner: Not Yet Assigned

For: **OLIGOMERIC COMPOUNDS HAVING MODIFIED BASES FOR BINDING TO CYTOSINE AND URACIL OR THYMINE AND THEIR USE IN GENE MODULATION**

DATE OF DEPOSIT: *April 12, 2004*

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

*Elizabeth A. McLoud*

TYPED NAME: Elizabeth A. McLoud

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:



**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

- ☒ In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of

the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

- ☐ In accordance with § 1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Certification in Accordance with § 1.97(e) is attached; or

☐ The fee of **\$180.00** as set forth in § 1.17(p) is attached.

- ☐ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:

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☐ The fee of **\$180.00** as set forth in § 1.17(p) is attached.

- ☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of **\$180.00** as set forth in § 1.17(p).

- ☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

- ☒ Copies of references listed on the attached Form PTO-1449 are enclosed herewith
- ☒ Copies of references listed on the attached Form PTO 1449 are not required to be submitted pursuant to the June 30, 2003 recent revisions to 37 CFR § 1.98(a)(2)(i).

## EXCEPT THAT:

- ☒ In view of the voluminous nature of references 3, 16 and 23-25, and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- ☒ In accordance with § 1.98(d), copies of the following references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) for which a claim for priority under 35 U.S.C. § 120 have been made in the instant application:
  - ☒ Copies of references **3-28, 156-183 and 222-228** listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No. **08/659,440**, filed **June 6, 1996** now U.S. Patent No. **5,898,031**; copies of references **29-112, 184-192 and 229-230** listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No. **08/870,608**, filed **June 6, 1997** now U.S. Patent **6,107,094**; copies of references **113-129, 193-195 and 231** listed on the attached Form PTO-1449 were previously

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**PATENT**

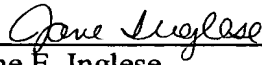
cited by or submitted to the Patent and Trademark Office in  
prior Application No. **09/479,783**, filed **July 7, 2000**.

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3050. This form is submitted in duplicate.

☐ The relevance of those listed references which are not in the English language is as  
follows:

☒ There are no listed references which are not in the English language.

Date: *April 12, 2004*

  
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<b>Form PTO-1449 Modified</b>  List of Patent and Publications Cited by Applicant (Use several sheets if necessary)  U.S. Department of Commerce Patent and Trademark Office		Docket No. ISIS-5203	Application No. 10/700,920
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<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>			
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<b>Form PTO-1449 Modified</b>  List of Patent and Publications Cited by Applicant (Use several sheets if necessary)  U.S. Department of Commerce Patent and Trademark Office				Docket No. ISIS-5203		Application No. 10/700,920	
				Applicant Brenda F. Baker, et al.			
				Filing Date November 4, 2003		Group Not Yet Assigned	
				Confirmation No. Not Yet Assigned			
<b>U. S. PATENT DOCUMENTS</b>							
Examiner Initial		Document No.	Date	Name	Class	Subclass	
	191	5,519,134	5/21/96	Acevedo, et al.	544	243	
	192	5,614,617	3/25/97	Cook, et al.	536	23.1	
	193	5,962,425	10/05/99	Walder, et al.	514	44	
	194	5,804,683	09/08/98	Usman et al.	536	25.31	
	195	5,891,683	04/06/99	Usman et al.	435	91.31	
	196	5,898,031	04/27/99	Crooke, et al.	435	172.3	
	197	6,107,094	08/22/00	Crooke	435	455	
	198	4,845,205	07/04/89	Huynh Dinh, et al.	536	28	
	199	5,525,711	06/11/96	Hawkins, et al.	536	22.1	
	200	5,587,469	12/24/96	Cook, et al.	536	23.1	
	201	5,587,470	12/24/96	Cook, et al.	536	23.1	
	202	5,594,121	01/14/97	Froehler, et al.	536	23.5	
	203	5,596,091	01/21/97	Switzer	536	24.5	
	204	5,681,941	10/28/97	Cook, et al.	536	23.1	
	205	5,691,307	11/25/97	Moschel, et al.	514	12	
	206	5,789,562	08/04/98	Seela, et al.	536	22.1	
	207	5,808,027	09/15/98	Cook, et al.	536	23.1	
<b>EXAMINER</b>				<b>DATE CONSIDERED</b>			

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				Applicant Brenda F. Baker, et al.			
				Filing Date November 4, 2003		Group Not Yet Assigned	
				Confirmation No. Not Yet Assigned			
<b>U. S. PATENT DOCUMENTS</b>							
<b>Examiner Initial</b>		<b>Document No.</b>	<b>Date</b>	<b>Name</b>	<b>Class</b>	<b>Subclass</b>	
	<b>208</b>	5,811,534	09/22/98	Cook, et al.	536	23.1	
	<b>209</b>	5,824,796	10/20/98	Petrie, et al.	536	26.7	
	<b>210</b>	5,844,106	12/01/98	Seela, et al.	536	22.1	
	<b>211</b>	5,898,031	04/27/99	Crooke,	435	172.3	
	<b>212</b>	5,948,903	09/07/99	Cook, et al.	536	25.34	
	<b>213</b>	6,001,983	12/14/99	Benner	536	23.1	
	<b>214</b>	6,066,720	05/23/00	Seela, et al.	536	22.1	
	<b>215</b>	6,093,807	07/25/00	Balow, et al.	536	23.1	
	<b>216</b>	6,107,094	08/22/00	Crooke	435	455	
	<b>217</b>	6,127,121	10/03/00	Meyer, Jr., et al.	435	6	
	<b>218</b>	6,143,877	11/07/00	Meyer, et al.	536	22.1	
	<b>219</b>	6,174,998 B1	01/16/01	Mühlegger, et al.	536	4.1	
	<b>220</b>	6,211,158 B1	04/03/01	Seela, et al.	514	44	
	<b>221</b>	6,268,132 B1	07/31/01	Conrad	435	6	
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	Applicant Brenda F. Baker, et al.	
	Filing Date November 4, 2003	Group Not Yet Assigned
	Confirmation No. Not Yet Assigned	

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Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	222	WO 92/20822	11/26/92	PCT		
	223	WO 92/20823	11/26/92	PCT		
	224	WO 92/22651	12/23/92	PCT		
	225	WO 94/02499	02/03/94	PCT		
	226	WO 94/02501	02/03/94	PCT		
	227	WO 94/17093	08/04/94	PCT		
	228	339,842	11/02/89	EPO		
	229	2-264792	10/29/90	Japan		
	230	WO 92/07065	04/30/92	PCT		
	231	WO 99/32619	7/1/99	PCT		X
	232	WO 00/44895	08/03/00	PCT	X abstract	
	233	WO 00/44914	08/03/00	PCT		
	234	WO 00/49035	08/24/00	PCT		
	235	WO 00/63364	10/26/00	PCT		
	236	WO 01/29058	04/26/01	PCT		
	237	WO 01/36641 A2	05/25/01	PCT		
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				Confirmation No. Not Yet Assigned			
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Examiner Initial		Document No.	Date	Country	Translation		
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	238	WO 01/36646 A2	05/25/01	PCT			
	239	WO 01/48183 A2	07/05/01	PCT			
	240	WO 01/75164 A3	10/11/01	PCT			
<b>EXAMINER</b>				<b>DATE CONSIDERED</b>			